

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

**UNITED STATES OF AMERICA**

**-vs-**

**Case No. 1:06cr299-01**

**NGUYEN VAN NGUYEN**

**Defendant's Attorney:  
Steven Sadow**

**JUDGMENT IN A CRIMINAL CASE  
(For Offenses Committed On or After November 1, 1987)**

The defendant was found guilty by jury on December 3, 2007 on Count(s) 1-8 of the Indictment.

Accordingly, the defendant is adjudged guilty of such count(s) which involves the following offense:

| <u>Title &amp; Section</u>  | <u>Nature of Offense</u>                    | <u>Count No.</u> |
|-----------------------------|---|------------------|
| 18 USC § 924(a)(1)(A) & 371 | Conspiracy to falsify firearms applications | 1                |
| 18 USC §§ 2 & 924(a)(1)(A)  | Falsification of Firearms Applications      | 2-7              |
| 18 USC §§ 922(g) and 924(e) | Possession of firearms by convicted felon   | 8                |

The defendant is sentenced as provided in pages 2 through 5 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay the special assessment of **\$ 800.00** which shall be due immediately.

**IT IS FURTHER ORDERED** that the defendant shall notify the United States attorney for this district within thirty days of any change of name, residence, or mailing address until all fines, restitution, costs and special assessments imposed by this judgment are fully paid.

Defendant's Soc. Sec. No.      \*\*\*-\*\*-6638  
 Defendant's Date of Birth:      1974  
 Defendant's Mailing Address:  
 11 Darrell Drive  
 Randolph, Mass. 02368

Date of Imposition of Sentence: February 21, 2008

Signed this the 22<sup>nd</sup> day of February, 2008.

/s/Thomas W. Thrash  
 THOMAS W. THRASH, JR.  
 UNITED STATES DISTRICT JUDGE

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### IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of **60 months** on each of Counts 1-7 and a term of **188 months** on Count 8, each to be served concurrently, for a **total of 188 months**.

The defendant is remanded to the custody of the United States Marshal.

The Court makes the following recommendations to the Bureau of Prisons: (1) That the defendant be designated to a facility which meets Bureau of Prisons criteria, that is closest to the defendant's family in the Boston, Massachusetts area.

### RETURN

I have executed this judgment as follows:

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Defendant delivered on \_\_\_\_\_ to \_\_\_\_\_

at \_\_\_\_\_, with a certified copy of this judgment.

\_\_\_\_\_  
UNITED STATES MARSHAL

By: \_\_\_\_\_  
Deputy U.S. Marshal

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### **SUPERVISED RELEASE**

Upon release from the custody of the Bureau of Prisons, the defendant shall be placed on supervised release for a term of **five (5) years**. This term consists of terms of **3 years** on each of Counts 1-7, and term of **5 years** on Count 8, all such terms to run concurrently. Within 72 hours of release from custody, the defendant shall report in person to the probation office in the district to which the defendant is released.

While on supervised release, the defendant shall not commit another federal, state, or local crime, shall comply with the standard conditions that have been adopted by this Court, and shall comply with the following additional conditions:

The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The defendant shall not own, possess or have under his/her control any firearm, dangerous weapon or other destructive device.

The defendant shall make a full and complete disclosure of finances and submit to an audit of financial documents, at the request of the United States Probation Officer.

The defendant shall submit to a search of his/her person, property, residence, place of business or employment, and/or vehicle(s) at a reasonable time and in a reasonable manner at the request of the United States Probation Officer.

The defendant shall cooperate in the collection of DNA as directed by the probation officer, pursuant to 42 USC 14135a(d)(1) and 10 USC 1565(d), which requires mandatory DNA testing for federal offenders convicted of felony offenses.

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### **STANDARD CONDITIONS OF SUPERVISION**

While the defendant is on supervised release pursuant to this judgment, the defendant shall not commit another federal, state or local crime. In addition:

1. The defendant shall not leave the judicial district without the permission of the court or probation officer;
2. The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month;
3. The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
4. The defendant shall support his or her dependents and meet other family responsibilities;
5. The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
6. The defendant shall notify the probation officer within **72** hours of any change in residence or employment;
7. The defendant shall refrain from the excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician, and shall submit to periodic urinalysis tests as directed by the probation officer to determine the use of any controlled substance;
8. The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
9. The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
10. The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
11. The defendant shall notify the probation officer within **72** hours of being arrested or questioned by a law enforcement officer;
12. The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
13. As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

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**FINE**

The Court finds that the defendant does not have the ability to pay a fine and cost of incarceration. The Court will waive the fine and cost of incarceration in this case.